

MESSAGE NO: 2105111 MESSAGE DATE: 04/14/1992

MESSAGE STATUS: Active CATEGORY: Countervailing  
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 2073111  
MESSAGE #  
(s):

CASE #(s): C-122-816

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/13/1992 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: SUPPLEMENTAL INSTRUCTIONS FOR CERTAIN SOFTWOOD LUMBER PRODUCTS  
FROM CANADA

MESSAGE NO: 2105111

DATE: 04 14 1992

CATEGORY: CVD

TYPE: PRE

REFERENCE: 2073111

REFERENCE DATE: 03 13 1992

CASES: C - 122 - 816

- -

- -

- -

- -

- -

PERIOD COVERED: 03 13 1992 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: SUPPLEMENTAL INSTRUCTIONS FOR CERTAIN SOFTWOOD LUMBER  
PRODUCTS FROM CANADA

1. ON MARCH 13, 1992, INSTRUCTIONS WERE FORWARDED  
SUSPENDING LIQUIDATION AND REQUIRING IMPORTERS TO POST A CASH  
DEPOSIT OR BOND EQUAL TO 14.48 PERCENT ON ALL ENTIRES OF  
CERTAIN SOFTWOOD LUMBER PRODUCTS FROM CANADA, WHICH WERE  
ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION, ON OR  
AFTER MARCH 12, 1992. (EMAIL 2073111).

2. WITH RESPECT TO OUR INSTRUCTIONS ON APPLYING THE  
14.48 PERCENT RATE, THOSE INSTRUCTIONS SHOULD BE APPLIED

AS FOLLOWS:

A) IF A CANADIAN MILL SELLS DIRECT TO A U.S. CUSTOMER, FIELD OFFICES SHOULD BASE THE DEPOSIT OR BOND ON THAT MILL'S F.O.B. MILL PRICE;

B) IF A CANADIAN MILL SELLS TO A U.S. CUSTOMER, BUT THAT MILL'S PRODUCT IS FURTHER PROCESSED AT A SECOND MILL PRIOR TO SHIPMENT TO THE UNITED STATES, FIELD OFFICES SHOULD BASE THE DEPOSIT OR BOND ON THE FIRST MILL'S F.O.B. MILL PRICE AND REQUIRE THE SECOND MILL TO FILE THE APPROPRIATE DOCUMENTATION; OR

C) IF A CANADIAN MILL SELLS TO A U.S. CUSTOMER, BUT THAT MILL'S PRODUCT IS THEN SENT TO A RE-LOAD OR DISTRIBUTION CENTER, OR TO A WHOLESALER, PRIOR TO SHIPMENT TO THE UNITED STATES, FIELD OFFICES SHOULD BASE THE DEPOSIT OR BOND ON THE FIRST MILL'S F.O.B. MILL PRICE AND REQUIRE

THE RE-LOAD OR DISTRIBUTION CENTER, OR THE WHOLESALER, TO FILE THE APPROPRIATE DOCUMENTATION.

D) IN ABOVE CASES (B) AND (C), IF THE APPROPRIATE DOCUMENTATION ESTABLISHING THE F.O.B. MILL PRICE CANNOT BE PROVIDED, THEN FIELD OFFICES SHOULD BASE THE DEPOSIT OR BOND ON THE RE-LOAD OR DISTRIBUTION CENTER'S OR WHOLESALER'S OR SECOND MILL'S SELLING PRICE.

ANY APPRAISEMENT AT THE FOB MILL PRICE SHOULD BE CONSISTENT WITH 19 CFR 152.103 (a)(5) (FOREIGN INLAND FREIGHT AND OTHER INLAND CHARGES INCIDENT TO THE INTERNATIONAL SHIPMENT OF MERCHANDISE).

3. PLEASE NOTE, THESE AMENDED INSTRUCTIONS ONLY APPLY TO ENTRIES OF CERTAIN SOFTWOOD LUMBER PRODUCTS FROM CANADA THAT ARE ENTERED, OR WITHDRAWN, FOR CONSUMPTION ON OR AFTER MARCH 12, 1992.

4. AS NOTED PREVIOUSLY, THE FOLLOWING COMPANIES ARE PRELIMINARILY EXCLUDED FROM THE SUSPENSION OF LIQUIDATION AND ALL CASH DEPOSIT AND BONDING REQUIREMENTS:

1. J.A. FONTAINE ET FILS, INC.
2. J.D. IRVING
3. MARCEL LAUZON, INC.
4. LES PRODUITS FORESTIERS D G, LIMITED
5. FRANCOIS GIGUERE, INC.
6. REAL GRONDIN, INC.

5. ALSO, AS NOTED PREVIOUSLY, THIS SUSPENSION OF LIQUIDATION AND REQUIREMENT OF CASH DEPOSITS OR BONDS DO NOT APPLY TO LUMBER PRODUCED IN THE MARITIME PROVINCES (PRINCE EDWARD ISLAND, NOVA SCOTIA, NEW BRUNSWICK AND NEWFOUNDLAND) UNLESS THAT LUMBER IS PRODUCED FROM CROWN TIMBER HARVESTED IN ANY CANADIAN PROVINCE OTHER THAN THE MARITIME PROVINCES.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THEY SHOULD CONTACT THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH (FTS) 566-8651 OR SEND AN E-MAIL TO ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT BERNARD CARREAU OR KELLY PARKHILL OF THE OFFICE OF COUNTERVAILING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, (202) 377-2786.

7. THERE ARE NO RESTRICTIONS ON RELEASE OF THE ABOVE INFORMATION.

NANCY MCTIERNAN

NOTE: THIS MESSAGE WAS INADVERTENTLY NOT POSTED TO ADIL BECAUSE THE PERIOD COVERED IN THE HEADER WAS NOT CORRECTLY COMPLETED SO HAS BEEN POSTED TO ADIL ON DECEMBER 2, 2009. THE ORIGINAL MESSAGE WAS SENT TO REGIONAL DIRECTORS, COMMERCIAL OPERATIONS,

DISTRICT DIRECTORS, AREA AND PORT DIRECTORS, NOT DIRECTORS,  
FIELD OPERATIONS AND PORT DIRECTORS. DIRECTOR, IMPORT  
SPECIALIST DIVISION IS NOW SHOWN AS DIRECTOR, SPECIAL  
ENFORCEMENT. THE BALANCE OF THE TEXT AND INFORMATION REMAINS  
UNCHANGED. THIS MESSAGE WITH THE CORRECTED HEADER HAS BEEN  
POSTED TO THE ADD/CVD SEARCH APPLICATION ON CBP.GOV.

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party